



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-9

November 21, 2008

Allen Ryan, Treasurer
Penguin PAC
550 E. Walnut Street
Columbus, OH 43215

Identification Number: C00417584

Reference: Notification of Multicandidate Status (FEC FORM 1M)

Dear Treasurer:

This letter is prompted by the Commission's review of the document referenced above. There appears to be a discrepancy between the information disclosed on your FORM 1M and Commission records that indicates your committee does not yet qualify for multicandidate status as defined by 11 CFR §100.5(e)(3). According to the available information, your committee does not meet the criteria for multicandidate status for the following reason(s):

-On Line 5(b) your committee discloses receiving a contribution from your 51st contributor on 9/30/08. Please clarify that your committee has received contributions from at least 51 different persons by this date.

If the information you provided was incompletely or incorrectly disclosed or you believe the Commission records to be in error, please submit documentation which will clarify the matter. Should your committee meet the requirements for multicandidate status in the future, please submit a new Notification of Multicandidate Status (FEC FORM 1M). A copy of FEC FORM 1M can be downloaded from the FEC website at <http://www.fec.gov>, or requested through the FEC Faxline at (202) 501-3413. Electronic filers must file amendments (to include statements, designations and reports) in an electronic format. If you need further assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division). My local number is (202) 694 -1153.

Sincerely,

Kristin DeCarmine

Kristin DeCarmine
Senior Campaign Finance Analyst
Reports Analysis Division